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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/774,399	02/10/2004	Benjamin Arnette Lagrange	839-1433	9855
30024	7590	03/31/2011		
NIXON & VANDERHYE P.C. 901 NORTH GLEBE ROAD, 11TH FLOOR ARLINGTON, VA 22203				
EXAMINER				
VERDIER, CHRISTOPHER M				
ART UNIT		PAPER NUMBER		
3745				
MAIL DATE		DELIVERY MODE		
03/31/2011		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte BENJAMIN ARNETTE LAGRANGE and
TIMOTHY BRIAN LLOYD

Appeal 2011-006866
Application 10/774,399
Technology Center 3700

Before Steven J. Bartlett, *Support Division 2 Manager*.

ORDER REMANDING APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on March 28, 2011. A Docketing Notice was mailed on March 31, 2011. Upon review of the application, it has been determined that a remand to the Examiner is necessary to consider the following issues and to take necessary corrective action.

AMENDMENT AFTER FINAL NOT CONSIDERED

An After Final Amendment was filed in this application on February 28, 2011. There is no indication in the record that the After Final Amendment was considered by the Examiner. The Examiner needs to determine if the After Final Amendment will or will not be entered, and notify appellant of said entry or non-entry.

Accordingly, it is ordered that the application is remanded to the Examiner:

- 1) to consider the Amendment After Final filed February 28, 2011;
- 2) to notify appellant of the entry or non-entry of the Amendment After Final filed February 28, 2011;
- 3) for further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

kmm